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FAX COVER SHEET

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**PLEASE DELIVER THIS FACSIMILE
TO EXAMINER THOMAS K. PHAM**

TO: Commissioner for Patents
Attn: Examiner Thomas K. Pham
Group Art Unit 2121
Patent Examining Corps
Facsimile Center
Washington, D.C. 20231

FROM: David W. Victor

OUR REF: 0018.0082
TELEPHONE: 310-556-7983

Total pages, including cover letter: 24

PTO FAX NUMBER 1-703-872-9306

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Title of Document Transmitted: TRANSMITTAL OF AMENDMENT (+COPY OF
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Applicant: B.G. Goodman
Serial No.: 09/755,832
Filed: January 5, 2001
Group Art Unit: 2121
Docket No.: TUC920000050US1

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on
September 24, 2004

By: 
Name: David W. Victor

FORM PTO-1083

PATENT
TUC920000050US1
0018.0082IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
B.G. Goodman
Serial No.: 09/755,832
Filed: January 5, 2001
For: AUTOMATIC FIRMWARE UPDATE OF
PROCESSOR NODES

Examiner: Thomas K. Pham

Art Unit: 2121



Sir:

Transmitted herewith in the above-identified application is an:

☒ Amendment 20 pages.
☒ Replacement Sheet for sheet no. 3/4
☒ No additional fee is required.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR		PRESENT EXTRA RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE
TOTAL	36	MINUS	36	=	0	x	\$0	OR	x 18 \$0
INDEP CLAIMS	3	MINUS	3	=	0	x	\$0	OR	x 86 \$0
						+	\$	OR	+ 290 \$
						TOTAL	\$0	OR	TOTAL \$-0-

— Please charge Deposit Account No. 09-0449 the amount of \$___ to cover the extension fee and also the amount of \$___ to cover the claim fee. A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0449. A duplicate of this sheet is enclosed.

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Dated: September 24, 2004

David W. Victor
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CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted by facsimile to Thomas K. Pham of the U.S. Patent and Trademark Office at 703-872-9306 on September 24, 2004.

David W. Victor

9/24/04
Date

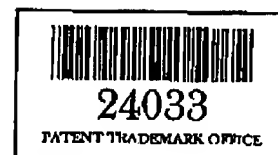
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TOTAL	36	MINUS	36	=	0	x	\$0	OR	x 18	\$0
INDEP CLAIMS	3	MINUS	3	=	0	x	\$0	OR	x 86	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$	OR	+ 290	\$
					TOTAL		\$0	OR	TOTAL	\$-0-

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TITLE:	AUTOMATIC FIRMWARE UPDATE OF PROCESSOR NODES		

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David W. Victor

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This amendment is submitted in response to the first office action dated June 24, 2004 ("Office Action"). The Examiner rejected the claims as obvious (35 U.S.C. §103) over cited art. Applicants amended certain claims and traverse the rejections with respect to the claims, including amended claims. Applicants submit that all pending claims 1-36 are patentable over the cited art for the reasons discussed herein.

Amendments to the Specification begin on page 2..

Amendments to the Claims are reflected in the listing of claims which begins on page 1.

Amendments to the drawings are described on page 11 of this paper and include an attached replacement sheet.

Remarks/Arguments begin on page 12.